

3

PATENT  
ATTORNEY'S DOCKET NO.: B0410/7277

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Michael F. Weiser et al.  
SERIAL NO.: 09/743,695  
FILED: January 12, 2001  
INT'L. APPLN. NO.: PCT/US00/13118  
INT'L. APPLN. DATE: May 12, 2000  
PRIORITY DATE: May 14, 1999  
FOR: IMPLANT ANCHOR SYSTEMS

Express Mail mailing label number ET193971493US Date of Deposit April 12, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: BOX PCT, Commissioner for Patents, Washington, DC 20231.

Debra M. Doherty  
(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

BOX PCT  
COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Sir:

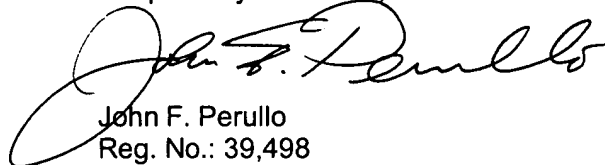
Transmitted herewith for filing is/are the following document(s):

- ☒ Response
- ☒ Three (3) Executed Declarations of the Inventors
- ☒ Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 261-3100, Boston, Massachusetts.

A check in the amount of \$130.00 is enclosed to cover the filing fee. If the fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 50-1721. A duplicate of this sheet is enclosed.

Respectfully submitted,



John F. Perullo  
Reg. No.: 39,498  
KIRKPATRICK & LOCKHART, LLP  
75 State Street  
Boston, Massachusetts 02109-1808  
Tel.: (617) 261-3100  
Customer No.: 022832

04/16/2001 NGUYEN 00000141 09743695

01 FC:154

130.00 OP

ATTORNEY DOCKET NO.: B0410/7277  
DATE: April 12, 2001

ATTORNEY'S DOCKET NO.: **PATENT**  
**B0410/7277**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Michael F. Weiser et al.  
SERIAL NO.: 09/743,695  
FILED: January 12, 2001  
INT'L. APPLN. NO.: PCT/US00/13118  
INT'L. APPLN. DATE: May 12, 2000  
PRIORITY DATE: May 14, 1999  
FOR: IMPLANT ANCHOR SYSTEMS

Express Mail mailing label number ET193971493US Date of Deposit April 12, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: BOX PCT, Commissioner for Patents, Washington, DC 20231.

Debra M. Doherty  
(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

BOX PCT  
COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

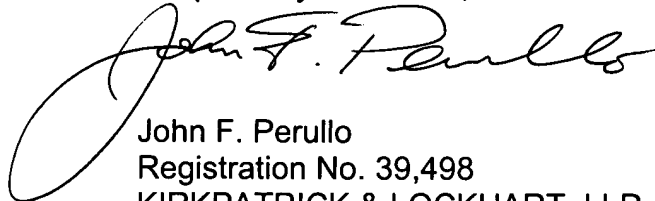
**RESPONSE**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated March 12, 2001, enclosed are the executed declarations of the inventors.

The requisite fee of \$130.00 is also enclosed as well as a copy of the notice.

Respectfully submitted,



John F. Perullo  
Registration No. 39,498  
KIRKPATRICK & LOCKHART, LLP  
75 State Street  
Boston, Massachusetts 02109-1808  
Tel: 617-261-3100  
Customer No.: 022832  
Attorneys for Applicants

Docket No.: B0410/7277  
Date: April 12, 2001

10 Rec'd PCT/DO 2 APR 2001



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/743695	WEISER	M B0410/7277

KIRKPATRICK & LOCKHART LLP  
75 STATE STREET  
BOSTON, MA 02109 1808

INTERNATIONAL APPLICATION NO.	
PCT/US00/13118	
I.A. FILING DATE	PRIORITY DATE
12 MAY 00	14 MAY 99
DATE MAILED: 12 MAR 2001	

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☒ a Designated Office (37 CFR 1.494),  
☐ an Elected Office (37 CFR 1.495);  
☒ U.S. Basic National Fee.  
☒ Copy of the international application in:  
☐ a non-English language.  
☒ English.

- ☐ Translation of the international application into English.  
☐ Oath or Declaration of inventors(s) for DO/EO/US.  
☐ Copy of Article 19 amendments.  
☐ Translation of Article 19 amendments into English.  
☐ The International Preliminary Examination Report in English and its Annexes, if any.  
☐ Translation of Annexes to the International Preliminary Examination Report into English.  
☒ Preliminary amendment(s) filed 12 JAN. 2001 and \_\_\_\_\_  
☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_  
☐ Assignment document.  
☐ Power of Attorney and/or Change of Address.  
☐ Substitute specification filed \_\_\_\_\_  
☐ Verified Statement Claiming Small Entity Status.  
☐ Priority Document.  
☒ Copy of the International Search Report ☐ and copies of the references cited therein.  
☐ Other:

File Folder	<input checked="" type="checkbox"/>	INITIAL
Client Info Access	<input checked="" type="checkbox"/>	
Docket Entry	<input checked="" type="checkbox"/>	
Docket Cross Off	<input checked="" type="checkbox"/>	
Order Copies	<input type="checkbox"/>	
Annulment	<input type="checkbox"/>	
Other 4-2-01	<input type="checkbox"/>	

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.  
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).  
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.  
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.  
☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☒ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later that the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.  
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

- ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation  
☐ PTO-875  
FORM PCT/DO/EO/905 (December 1997)

Christine S. Washington  
Telephone: 703-305-3752

Best Available Copy